

Was read the first time and referred to the Committee on Finance and Taxation.

The Senate went into Executive session.

On the doors being opened, the following communication was received from the Governor:

EXECUTIVE OFFICE, TALLAHASSEE, March 4, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate:

SIR: I have this day signed and deposited in the office of the Secretary of State, the following bills, which originated in the Senate, to wit:

An act to grant certain lands to the Gainesville, Ocala and Charlotte Harbor Railroad Company;

An act to grant certain lands to the Tampa, Peace Creek and St. Johns River Railroad Company;

An act to amend an act entitled an act to provide for the incorporation of cities and towns, and to establish a uniform system of municipal government in this State, approved February 4, 1869, and the acts amendatory thereof, and to further provide for the organization and government of cities;

An act for the relief of Dr. W. H. Babcock

Respectfully,

GEO. F. DREW,
Governor.

Which was read.

The Senate then adjourned until 10 o'clock, A. M., to-morrow.

CONFIRMATIONS.

Gen. J. J. Dickison, Adjutant-General.

Wm. F. Parish, Assessor of Taxes, Manatee county.

WEDNESDAY, March 5, 1879.

The Senate met pursuant to adjournment.

The President *pro tem.* in the chair.

The roll being called, the following Senators answered to their names:

Messrs. Allen, Barnes, Bryson, Durkee, Eagan, French, Genovar, Hagan, Hatcher, Johnson, Jones, Judge, Long, Lykes, McClenny, McMeekin, McGuire, McKinnon, Niblack, Orman,

Patterson, Richard, Sharpe, Speer, Thompson, Walker of the 23d and Walker of the 6th—27.

A quorum present.

Prayer by the Chaplain.

On motion of Mr. _____, the reading of the journal was dispensed with and the journal approved.

Mr. Lykes in the chair.

Mr. Genovar presented the following joint resolution:

The people of the State of Florida, represented in Senate and Assembly, do resolve as follows: 1st. That whereas, Flor-entio M. Huertes, having paid sixty dollars of taxes to the State tax collector of Putnam county on lands he had reason to suppose and believe belonged to him at the time of the payment of said taxes, but which were afterwards ascertained to belong to the United States Government; It is, therefore,

Resolved, That the said matter be and the same is hereby referred to the State Comptroller, and if he ascertains the facts to be as herein set forth he is hereby authorized and empowered to remit said tax so erroneously paid, and draw his warrant on the Treasurer for the repayment of the same to Flor-entio M. Huertes out of any unappropriated moneys in the Treasury;

Which was read the first time and, on motion of Mr. Walker of the 23d, the rule was suspended and the resolution read the second and third times and put upon its passed.

The vote was:

Yeas—Messrs. Allen, Bryson, French, Genovar, Hagan, Hatcher, Johnson, Jones, Judge, Long, Lykes, McClenny, McMeekin, McGuire, McKinnon, Orman, Patterson, Richard, Sharpe, Speer, Walker of the 23d, Walker of the 6th and Wallace—23.

Nays—None.

So the resolution passed.

Ordered that the same be certified to the Assembly.

Mr. Niblack made the following report:

SENATE CHAMBER, TALLAHASSEE, March 5, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate:

SIR: Your Committee on Railroads, to whom was referred Assembly bill No. 281, to be entitled an act to amend section 26 of an act entitled an act to provide a general law for the incorporation of railroads and canals, approved February 19, 1874, and to grant aid to railroads and canals incorporated under said act, report that they have had the same under consideration and recommend its passage.

Very respectfully,

S. L. NIBLACK, Chairman.

Which was read and the accompanying bill placed among the orders of the day.

Also the following:

SENATE CHAMBER, TALLAHASSEE, March 5, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate:

Your Committee on Judiciary, to whom was referred Assembly bill No. 65, to be entitled an act to regulate the proceedings before referees, and to enforce, modify or reverse the same, report that they have had the same under consideration and recommend its passage.

Respectfully,

S. L. NIBLACK, Chairman *pro tem.*

Which was read, and the accompanying bill placed among the orders of the day.

Mr. McClenny made the following report:

SENATE CHAMBER, TALLAHASSEE, March 5, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate:

SIR: Your Committee on Commerce and Navigation, to whom was referred—

Assembly bill No. 82, a bill to be entitled an act to establish a uniform system of quarantine in this State,

Beg leave to report that they have had the same under consideration and recommend its passage.

C. B. MCCLENNY, Chairman.

Which was read, and Assembly bill No. 82, placed among the orders of the day.

Mr. McMeekin made the following report;

SENATE CHAMBER, TALLAHASSEE, March 4, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate:

SIR: The Joint Committee of Conference on Assembly amendments Nos. 3 and 6 to Senate bill No. 149, to be entitled an act for the assessment and collection of revenue, having considered the same, respectfully recommend that amendment No. 3 be modified so as to read as follows, to-wit: "But dealers who sell only malt liquors, shall pay a license tax of twenty dollars for each place of business," and that the Senate concur

in the same, and further recommend that the Assembly recede from amendment No. 6.

Very respectfully,

F. M. McMEEKIN,
Chairman Senate Committee.

J. E. YONGE,
Chairman Assembly Committee.

Which was read, and Senate bill No. 149 was placed among the orders of the day.

Mr. McGuire made the following report:

SENATE CHAMBER, TALLAHASSEE, March 5, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate:

SIR: Your Committee on Militia, to whom was referred Assembly bill No. 293, have considered the same and respectfully submit the following report:

Having had some lively experience as soldiers only a few years ago, and having been decidedly convinced then that military organizations, either in peace or war, are not conducive to either public or more particularly personal health in a country like ours, and respectfully suggest that, in our judgment, the present military system of the State is sufficient and competent to take care of itself without any alteration in the laws of the State, and report that the military be allowed to quietly remain as it is under the efficient management of the Adjutant-General.

Very respectfully,

JNO. J. MCGUIRE, Chairman,

J. C. RICHARD,

J. D. SPEER.

WM. H. SHARPE.

Which was read and the accompanying bill placed among the orders of the day.

Mr. McKinnon made the following report:

SENATE CHAMBER, TALLAHASSEE, March 5, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate:

SIR: Your Committee on Finance and Taxation, to whom was referred Assembly bill No. 294, a bill to be entitled an act for levying a tax for the years 1879 and 1880, have considered the same and recommend that the accompanying amendments be adopted, and that it do pass.

Respectfully,

A. D. MCKINNON, Chairman.

Which was read and the accompanying bill placed among the orders of the day.

Mr. Lykes made the following report:

SENATE CHAMBER, TALLAHASSEE, March 5, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate:

SIR: I am directed by the Committee on Appropriations, to whom was referred Assembly bill No. 251, to report the same back to the Senate with the recommendation that it do pass.

H. T. LYKES, Chairman.

Which was read, and Assembly bill No. 251 placed among the orders of the day.

ORDERS OF THE DAY.

Assembly bill No. 294:

An act for levying a tax for 1879 and 1880,

Was taken up on second reading and amended as follows: In section 1, in line 10, strike out "two" and insert "three;" in line 15 strike out after "bridge" to "not" in 17th line;" after "dollars," in the 18th line, add "and may levy one-half mill as a pauper tax;" add after "buildings," on the 24th line, "and one-half mill for pauper tax."

Mr. Eagan moved the following, to be added at the end of section 1:

County Commissioners are hereby prohibited from levying any tax for payment of interest of any bonds issued for railroad purposes until the amount of such bonds properly and legally outstanding can be ascertained;

Which was agreed to.

The bill was then read the third time and amended, and put on its passage.

Yeas—Messrs. Bryson, French, Genovar, Hagan, Judge, Lykes, McClenny, McMeekin, McGuire, Orman, Patterson, Richard, Thompson, Walker of the 23d and Walker of the 6th—15.

Nays—Messrs. Allen, Durkee, Eagan, Hatcher, Johnson, Long, McKinnon, Sharpe, Speer and Wallace—10.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Senate bill No. 135:

To be entitled an act to fix and regulate the fees and *per diem* of certain officers,

Was taken up and the Assembly amendments concurred in.

The following message was received from the Assembly:

ASSEMBLY HALL, TALLAHASSEE, March 5, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate:

SIR: I am directed by the Assembly to inform the Senate that the Assembly has passed—

Senate bill No. 2, to be entitled an act to direct the Trustees of the Internal Improvement Fund to sell certain lands and pay certain debts therein named with an amendment; also,

Senate bill No. 15, to be entitled an act to amend an act entitled an act to prevent excessive rates of pilotage, approved February 14, 1874; also,

Senate bill No. 10, to be entitled an act to allow married women to testify in all civil cases where their husbands are parties and are not disqualified; also,

Senate bill No. 74, to be entitled an act to locate the county site of Brevard county; also,

Senate bill No. 95, to be entitled an act to prevent the issue and circulation of scrip, notes, bills or any other paper as a substitute in any respect for lawful currency;

And respectfully request the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk of Assembly.

Which was read, and the accompanying bills ordered to be enrolled.

Also the following:

ASSEMBLY HALL, TALLAHASSEE, March 5, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate:

SIR: I am directed by the Assembly to inform the Senate that the Assembly has passed—

Senate bill No. 23:

To be entitled an act to amend an act taxing telegraph lines operating in this State; also

Senate bill No. 89:

To be entitled an act to authorize the Attorney General to institute suits in the name and behalf of the State, and to appropriate money therefor.

Respectfully,

WM. FORSYTH BYNUM,

Chief Clerk of the Assembly.

Which was read, and the accompanying bills ordered to be enrolled.

Mr. McKinnon in the chair.

Assembly bill No. 227:

To be entitled an act relating to the sale of timber from State lands, and the appointment of agents for the protection thereof,

Was read the second time.

Mr. Lykes moved the bill be indefinitely postponed;

Which was agreed to.

The following message was received from the Assembly:

ASSEMBLY HALL, TALLAHASSEE, March 5, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate:

SIR: I am directed by the Assembly to inform the Senate that the Assembly has passed—

Assembly bill No. 137:

To be entitled an act to prohibit minors from gambling in this State; also,

Assembly bill No. 128:

To be entitled an act to incorporate the Free Library and Reading Room and Historical Association of St. Augustine,

And respectfully request the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,
Chief Clerk of the Assembly.

Which was read, and the accompanying bill placed among the orders of the day.

Also the following:

ASSEMBLY HALL, TALLAHASSEE, March 5, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate:

SIR: I am directed by the Assembly to inform the Senate that the Assembly has passed

Assembly bill No. 226:

To be entitled an act to amend an act to punish trespass upon the public lands, and to provide for the appointment of timber agents, and defining their powers and duties, approved March 6th, 1877; also,

Assembly bill No. 271:

To be entitled an act for the relief of persons who hold jurors and witnesses' certificates, with mileage therewith, issued at the spring term of the Circuit Court for 1877,

And respectfully request the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,
Chief Clerk of the Assembly.

Which was read and the accompanying bill placed among the orders of the day.

Assembly bill No. 128:

To be entitled an act to incorporate the Free Library and Reading-room and Historical Association of St. Augustine,

Was read the first time and referred to the Committee on Corporations.

Assembly bill No. 137:

To be entitled an act to prohibit minors from gambling in this State,

Was read the first time and referred to the Judiciary Committee.

Assembly bill No. 226:

To be entitled an act to amend section 1 of an act to punish trespass upon the public lands, and to provide for the appointment of timber agents, and defining their powers and duties, approved March 6, 1877, which had been made the special order for this hour,

Was read the first time, and referred to Committee on Public Lands.

Assembly bill No. 271:

To be entitled an act for the relief of persons who hold jurors and witness certificates, with mileage therewith, issued at the Spring Term of the Circuit Courts for 1877,

Was read the first time, and referred to the Committee on Appropriations.

Senate bill No. 149:

To be entitled an act for the assessment and collection of revenue,

Was taken up, and the report of the joint committee adopted.

Senate bill No. 94:

To be entitled an act to prevent extortion and unjust discrimination in the rates charged for transportation on railroads in this State,

Was read a third time and put upon its passage.

The vote was:

Yeas—Messrs. Allen, Bryson, Genovar, Hagan, Hatcher, Johnson, Jones, Judge, Lykes, McMeekin, McGuire, McKinnon, Patterson, Richard, Sharpe, Speer, Walker of the 23rd, Walker of the 6th and Wallace—19.

Nays—None.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Assembly bill No. 56:

To be entitled an act to amend sections 1 and 2 of an act to regulate the sale of certain agricultural products in this State.

Was read the second time.

Mr. Walker of the 6th moved to amend as follows: "Provided, that nothing in this act shall be construed as giving to the County Commissioners the power to discriminate between dealers in their counties;"

Which was agreed to.

Mr. Long moved to amend by striking out "500" and insert "10."

The rule was waived and the bill read a third time and put on its passage.

The vote was:

Yeas—Messrs. Barnes, French, Genovar, Hagan, Hatcher, Jones, Judge, Lykes, McGuire, McKinnon, Orman, Patterson, Richard, Sharpe, Thompson, Walker of the 23rd and Walker of the 6th—17.

Nays—Messrs. Allen, Bryson, Durkee, Long, McMeekin and Speer—6.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Assembly bill No. 281:

To be entitled an act to amend section 26 of an act entitled an act to provide a general law for the incorporation of railroads and canals, approved February 15, 1874, and to grant aid to railroads and canals incorporated under said act.

Was read the second time, the rule waived and the bill read a third time and put on its passage.

The vote was:

Yeas—Messrs. Barnes, French, Hagan, Hatcher, Jones, Judge, Long, Lykes, McMeekin, McGuire, Niblack, Patterson, Richard, Speer, Walker of the 23d and Wallace—16.

Nays—Messrs. Bryson and Johnson—2.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Mr. Niblack made the following report:

SENATE CHAMBER, TALLAHASSEE, March 5, 1879.

HON. WM. D. BARNES,

President pro tem. of the Senate:

SIR: Your Committee on the Judiciary, to whom was referred Senate bill No. 183, beg leave to report that they have

had the said bill under consideration, and recommend that the bill reported herewith be substituted therefor, and that the substitute be passed.

Respectfully submitted,

S. L. NIBLACK, Chairman *pro tem.*

Which was read, and the substitute bill reported accepted in lieu of the original bill.

The bill was read the second time, and the rule being waived was read a third time and put upon its passage.

The vote was:

Yeas—Messrs. Barnes, Bryson, French, Hatcher, Judge, Long, McMeekin, McGuire, Niblack, Orman, Patterson, Richard, Sharpe, Speer, Thompson, Walker of the 23rd and Walker of the 6th—18.

Nays—Messrs. Johnson, Jones and Wallace—3.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Mr. Orman made the following report:

SENATE CHAMBER, TALLAHASSEE, March 5, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate:

SIR: The Committee on Fisheries, to whom was referred Assembly bill No. —, to be entitled an act to protect the food fishes in the rivers of this State, and to regulate fisheries, have had the same under consideration, and report it back with a proviso to be added to section 8 of the act.

Very respectfully,

W. T. ORMAN, Chairman.

Which was read, and Assembly bill No. —, to be entitled an act to protect food fishes in the rivers of this State, was read the second time and amended by the addition to section 8 of the following: "That the provisions of this act shall become operative in the different counties in this State only after publication of the act for four weeks and acceptance thereof by the county commissioners."

The rule being waived, the bill was read a third time and put upon its passage.

The vote was:

Yeas—Messrs. Allen, Barnes, Durkee, French, Genovar, Hagan, Hatcher, Johnson, Jones, Judge, McMeekin, McGuire, Niblack, Orman, Patterson, Sharpe, Speer, Thompson and Walker of the 23d—19.

Nays—None.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.
Mr. Walker of the 23rd moved a reconsideration of the vote on Assembly bill No. 227.

Mr. Hagan moved to lay that motion on the table;
Which was agreed to.

Mr. Walker of the 6th made the following report:

SENATE CHAMBER, TALLAHASSEE, March 5, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate:

SIR: The Joint Committee on Enrolled Bills beg leave to report that they have examined Senate bill No. 23, to be entitled an act to amend an act entitled an act taxing telegraph lines operating in this State, and report it correctly enrolled.

Respectfully,

J. C. WALKER,
Chairman Senate Committee.

A. C. WHITE,
Chairman Assembly Committee.

Which was read.

The following message was received from the Assembly:

ASSEMBLY HALL, TALLAHASSEE, March 5, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate:

SIR: I am directed by the Assembly to inform the Senate that the Assembly has passed Senate bill No. 75, to be entitled an act in relation to betterments and sanitary improvements.

Very respectfully,

WM. FORSYTH BYNUM,
Chief Clerk of the Assembly.

Which was read and Senate bill No. 75 ordered to be enrolled.

Senate bill No. 184:

To be entitled an act to incorporate the Florida Ship Canal Company,

Was read the second time.

Mr. Eagan moved that the bill be postponed for further consideration to-morrow.

Which was not agreed to.

The report on this bill from the Committee on Railroads was read and adopted:

SENATE CHAMBER, TALLAHASSEE, March 5, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate:

SIR: I am directed by a majority of the Committee on

Railroads and Telegraphs, to whom was referred Senate bill No. 184, entitled an act to incorporate the Florida Ship Canal Company, to report that after consideration of the bill the committee recommend the following amendments, viz.:

In section 5, strike out all after the word "canal" in 5th line, and insert the following: "And the title to said right of way for five hundred feet on either side, measuring from the centre of the canal, shall be vested in said company as said canal is completed in sections of one mile;"

Strike out all of section 9;

After section 24 add the following:

Section 25. Should the persons named in the first section of this act elect to incorporate under the provisions of an act entitled "An act to provide a general law for the incorporation of railroads and canals," approved February 19, 1874, instead of under this act, then they and their successors and associates shall have the powers and rights and privileges as are granted by this act, in addition to those provided for in said act, approved February 19, 1874, upon the conditions named and provided herein,

And after so amended, the committee recommend the passage of the bill.

Respectfully,

S. L. NIBLACK, Chairman.

The bill was ordered to be engrossed as amended.

The Senate then went into executive session.

On the doors being opened, the Senate adjourned until 4 P. M.

FOUR O'CLOCK P. M.

The Senate met pursuant to adjournment.

The President *pro tem.* in the chair.

The roll being called, the following Senators answered to their names:

Messrs. Allen, Barnes, Bryson, French, Genovar, Hagan, Johnson, Jones, Judge, Long, Lykes, McClenny, McMeekin, McGuire, Niblack, Patterson, Richard, Thompson and Walker of the 23d.

A quorum present

Mr. Niblack made the following report:

TALLAHASSEE, March 5, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate:

SIR: The Judiciary Committee, to whom was referred As-

assembly bill No. 137, entitled an act to prohibit minors from gambling in this State, have had the same under consideration and recommend the passage of the bill.

Respectfully,

S. L. NIBLACK, Chairman *pro tem*.

Which was read and the accompanying bill placed among the orders of the day.

Mr. Thompson presented the following report:

SENATE CHAMBER, TALLAHASSEE, March 5, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate:

SIR: Your Committee on Corporations, to whom was referred Assembly bill No. 128, to be entitled an act to incorporate the Free Library and Reading Room and Historical Association of St. Augustine, have had the same under consideration and recommend its passage.

Respectfully,

W. N. THOMPSON, Chairman.

Which was read, and the accompanying bill placed among the orders of the day.

Assembly bill No. 251:

To be entitled an act to provide for the examination and settlement of claims against the State of Florida for services rendered during the last Seminole Indian war, and for the settlement of claims of the State of Florida against the United States,

Was read the second time, the rule waived and the bill read a third time and put on its passage.

The vote was:

Yeas—Messrs. Allen, Barnes, Eagan, French, Genovar, Hagan, Hatcher, Johnson, Jones, Judge, Long, Lykes, McMeekin, McGuire, Niblack, Orman, Patterson, Richard, Sharpe, Speer, Thompson, Walker of the 6th and Wallace—23.

Nays—None.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Mr. Walker of the 6th presented the following report:

SENATE CHAMBER, TALLAHASSEE, March 5, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate:

SIR: The Joint Committee on Enrolled Bills beg leave to report that they have examined and found correctly enrolled—

Assembly bill No. 43:

To be entitled an act to incorporate the State Historical Society of Florida; also

Assembly bill No. 143:

To be entitled an act for the relief of E. A. Perry; also

Assembly bill No. 73:

To be entitled an act to declare when and how costs in civil and criminal cases, where the State of Florida is a party, shall be audited and paid; also

Assembly bill No. 24:

To be entitled an act for the issue and service of criminal process in certain cases without payment of fees; also

Assembly bill No. 16:

To be entitled an act to incorporate a company, and to facilitate the construction and equipment of a railroad from Green Cove Springs, upon the St. Johns River, in Clay county, to Melrose in Alachua county, under the style of the Green Cove Springs and Melrose Railroad Company; also

Assembly bill No. 145:

To be entitled an act to repeal an act to provide for the redemption of land sold for taxes, approved March 7, 1877, and to dispose of lands sold for taxes and bought by the State, or any county; also

Assembly bill No. 26:

To be entitled an act to amend section 13 and to repeal sections 10, 14 and 15 of an act entitled an act to establish and keep in good repair the public roads and highways in this State, approved February 19, 1874, and for other purposes; also

Assembly bill No. 35:

To be entitled an act to allow certain dealers in general merchandise to sell certain drugs and medicines without having to pay a special license tax therefor; also

Assembly bill No. 130:

To be entitled an act to amend an act fixing the times of holding the Circuit Court in the fourth Judicial Circuit, being chapter 1990 of the Laws of Florida.

Very respectfully,

J. C. WALKER,

Chairman Senate Committee.

A. C. WHITE,

Chairman Assembly Committee.

Which was read.

Assembly bill No. 128:

To be entitled an act to incorporate the Free Library and Reading Room and Historical Association of St. Augustine, Was read a second time, the rule waived and the bill read a third time and put upon its passage.

The vote was:

Yeas—Messrs. Allen, Barnes, Bryson, Eagan, French, Geno-

var, Hagan, Hatcher, Johnson, Jones, Judge, Long, McClenny, McGuire, McKinnon, Niblack, Orman, Patterson, Richard, Sharpe, Speer, Thompson, Walker of the 23rd and Wallace—24.

Nays—None.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Senate bill No. 2:

To be entitled an act directing the trustees of the Internal Improvement Fund to sell certain lands, and pay certain debts,

Was taken up and the amendment of the Assembly concurred in.

Senate bill No. —:

To be entitled an act to prevent minors from gambling in this State,

Was read the second time, the rule waived and the bill read a third time and put on its passage.

The vote was:

Yeas—Messrs. Allen, Barnes, Bryson, Eagan, Genovar, Hagan, Hatcher, Johnson, Jones, Judge, Long, McClenny, McMeekin, McGuire, McKinnon, Niblack, Orman, Patterson, Richard, Sharpe, Speer, Thompson, Walker of the 23d and Wallace—24.

Nays—None.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Assembly bill No. 65:

To be entitled an act to regulate the proceedings before referees, and to enforce, modify or reverse the same,

Was read a second time, and the rule suspended and the bill read a third time and put upon its passage.

The vote was:

Yeas—Messrs. Allen, Barnes, Bryson, French, Genovar, Hatcher, Johnson, Jones, Judge, Long, McClenny, McMeekin, McGuire, McKinnon, Niblack, Orman, Patterson, Richard, Sharpe, Speer, Thompson, Walker of the 23d, Walker of the 6th and Wallace—24.

Nays—None.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Mr. Walker of the 6th made the following report:

SENATE CHAMBER, TALLAHASSEE, March 5, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate:

SIR: The Committee on Enrolled Bills beg leave to report.

that they have this day sent to the Governor for his approval the following Senate bill to be entitled an act to amend an act for taxing telegraph lines in this State.

Very respectfully,

J. C. WALKER, Chairman.

Which was read.

Assembly bill No. 271:

To be entitled an act for the relief of persons who hold jurors and witness' certificates, with mileage therewith, issued at the spring term of the Circuit Court for 1877,

Was taken up, and Mr. Lykes made the following report:

SENATE CHAMBER, TALLAHASSEE, March 5, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate:

SIR: Your Committee on Appropriations to whom was referred Assembly bill No. 271, beg leave to report that they have examined the same and recommend that it do pass with the accompanying amendment.

Very respectfully,

H. T. LYKES, Chairman.

Was read, and the bill amended as recommended by the committee.

The rule being suspended the bill was read the third time and put upon its passage.

The vote was:

Yeas—Messrs. Barnes, Eagan, French, Genovar, Hagan, Jones, Judge, Lykes, McClenny, McMeekin, McGuire, McKinnon, Patterson, Richard and Thompson—15.

Nays—Messrs. Allen, Bryson, Hatcher, Johnson, Orman, Sharpe, Speer, Walker of the 23d and Wallace—9.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Assembly bill No. 82:

An act to provide a uniform system of quarantine in this State,

Was made the special order for 8:30 this evening.

Senate bill No. 92:

To be entitled an act to authorize John McDavid, of Santa Rosa county, to cut a canal from the Escambia river to Canoe Creek,

Was read the third time and put on its passage.

The vote was:

Yeas—Messrs. Bryson, Eagan, French, Genovar, Hatcher, Johnson, Jones, Judge, McClenny, McMeekin, McGuire, Nib-

lack, Orman, Patterson, Richard, Speer, Thompson, Walker of the 23d, Walker of the 6th and Wallace—20.

Nays—None.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Senate bill No. 148:

To be entitled an act in relation to the Sabbath day,

Was read the third time and put upon its passage.

The vote was:

Yeas—Messrs. Bryson, Eagan, French, Genovar, Hatcher, Johnson, Jones, Judge, Long, McClenny, McGuire, Niblack, Orman, Patterson, Sharpe, Walker of the 23d, Walker of the 6th and Wallace—18.

Nays—Mr. Richard—1.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Senate bill No. 5:

To be entitled an act to require Justices of the Peace to give bonds,

Was read the third time and put upon its passage.

The vote was:

Yeas—Messrs. Barnes, Bryson, French, Genovar, Hagan, Hatcher, Johnson, Jones, Judge, McClenny, McMeekin, McGuire, McKinnon, Niblack, Patterson, Richard, Sharpe, Speer, Thompson, Walker of the 23d, Walker of the 6th and Wallace—22.

Nays—None.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Senate bill No. 102:

To be entitled an act to regulate the practice in writs of scire facias,

Was read the third time and put on its passage.

The vote was:

Yeas—Messrs. Allen, Barnes, Durkee, French, Hagan, Hatcher, Johnson, Jones, Long, McClenny, McMeekin, McGuire, Niblack, Patterson, Richard, Sharpe, Speer, Thompson, Walker of the 23d, Walker of the 6th and Wallace—21.

Nays—None.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Mr. McKinnon moved that the Engrossing Clerk be instructed to assist the Enrolling Clerk;

Which was agreed to.

Assembly bill No. 178:

To be entitled an act for the relief of A. J. Harrell,

Was read a third time and put upon its passage.

The vote was:

Yeas—Messrs. Allen, Barnes, Bryson, Durkee, Eagan, French, Genovar, Hagan, Hatcher, Johnson, Long, McMeekin, McGuire, Patterson, Richard, Sharpe, Speer, Walker of the 23d and Wallace—19.

Nays—None.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Senate bill No. 118:

To be entitled an act to make appropriations for 1879 and 1880,

Was taken up.

On motion of Mr. McKinnon, the bill was referred, with the Assembly amendments, to the Joint Committee on Appropriations.

The following message was received from the Assembly:

ASSEMBLY HALL, TALLAHASSEE, March 5, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate:

SIR: I am directed by the Assembly to inform the Senate that the Assembly has concurred in the second and fourth Senate amendments to Assembly bill No. 294, and has refused to concur in the first and third amendments thereto; and that the Assembly asks that a joint committee of conference be appointed, and has appointed Messrs. Bryan, Yonge and Finley such committee on the part of the Assembly.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk of the Assembly.

Which was read.

Also the following:

ASSEMBLY HALL, TALLAHASSEE, March 5, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate:

SIR: I am directed by the Assembly to inform the Senate that the Assembly has passed Assembly bill No. 180, to be entitled an act to incorporate the Merchants' Bank of Pensacola, and respectfully request the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk of the Assembly.

Which was read and the accompanying bill placed among the orders of the day.

Also the following:

ASSEMBLY HALL, TALLAHASSEE, March 5, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate:

SIR: I am directed by the Assembly to inform the Senate that the Assembly has passed—

Assembly bill No. 123, to be entitled an act to amend section 2, of chapter 48 of the laws of Florida, relating to crimes and misdemeanors,

And respectfully request the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk of the Assembly.

Which was read and the accompanying bill placed among the orders of the day.

Also the following:

ASSEMBLY HALL, TALLAHASSEE, March 5, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate:

SIR: I am directed by the Assembly to inform the Senate that the Assembly has passed—

Assembly bill No. 90, to be entitled an act for the final adjustment of the claims of ex-Governor Harrison Reed against the State of Florida,

And respectfully request the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk of the Assembly.

Which was read, and the accompanying bill placed among the orders of the day.

Also the following:

ASSEMBLY HALL, TALLAHASSEE, March 5, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate:

SIR: I am directed by the Assembly to inform the Senate that the Assembly has passed Assembly bill No. 295, to be entitled an act to establish a Bureau of Immigration for the State of Florida, and to promote the rapid settlement of the

State lands, and respectfully request the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,

Chief of Clerk the Assembly.

Was read, and Assembly bill No. 295, taken up and read first, second and third times, the rules being suspended on motion of Mr. French, for the purpose, and put on its passage.

The vote was:

Yeas—Messrs. Allen, Barnes, Bryson, Durkee, Eagan, French, Genovar, Hagan, Long, Lykes, McMeekin, McGuire, McKinnon, Niblack, Patterson, Richard, Sharpe, Speer, Thompson, Walker of the 23d and Wallace—21.

Nays—Mr. Hatcher—1.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

The following message was received from the Assembly:

ASSEMBLY HALL, TALLAHASSEE, March 5, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate:

SIR: I am directed by the Assembly to inform the Senate that the Assembly has passed—

Senate bill No. 118:

To be entitled an act to make appropriations for the years 1879 and 1880, with amendments,

And respectfully request the concurrence of the Senate therein.

Respectfully,

WM. FORSYTH BYNUM,

Chief Clerk of the Assembly.

Which was read, and the accompanying bill placed among the orders of the day.

Also the following:

ASSEMBLY HALL, TALLAHASSEE, March 5, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate:

SIR: I am directed by the Assembly to inform the Senate that the Assembly has adopted the report of the Joint Committee of Conference on Assembly amendments Nos. 3 and 6 to Senate bill No. 149, to be entitled an act for the assessment and collection of revenue, and have receded from Assembly amendment No. 6, as therein stated.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk of the Assembly.

Which was read.

Mr. Eagan asked that Assembly bill No. 90, for the adjustment of the claims of ex-Governor Harrison Reed, be taken up; which was done, and the bill read the first time.

On motion of Mr. Thompson, the rule was waived and the bill read the second and third times and put on its passage.

The vote was:

Yeas—Messrs. Allen, Bryson, Durkee, Eagan, Genovar, McKinnon, Niblack, Thompson and Wallace—9.

Nays—Messrs. Barnes, Hagan, Hatcher, Johnson, Judge, Lykes, McMeekin, McGuire, Orman, Patterson, Richard, Sharpe, Speer and Walker of the 23d—14.

So the bill did not pass.

Mr. McGuire gave notice that he would ask a reconsideration of the vote by which the bill was not passed.

Mr. Walker moved to lay the motion on the table;

Which was not agreed to.

The vote was then as to whether the vote should be reconsidered or not.

The vote was:

Yeas—Messrs. Barnes, Bryson, Durkee, Eagan, Genovar, Hagan, Judge, Long, McClenny, McGuire, McKinnon, Niblack, Thompson and Wallace—14.

Nays—Messrs. Hatcher, Johnson, Jones, Lykes, McMeekin, Orman, Patterson, Richard, Sharpe, Speer and Walker of the 23d—11.

So the reconsideration was agreed to.

The chair appointed Messrs. Thompson, Walker of 23d and Eagan a Committee of Conference to confer with Assembly Committee in regard to the Senate amendments to Assembly bill No. 294.

The Senate then adjourned until 8 o'clock P. M.

EIGHT O'CLOCK P. M.

Senate met pursuant to adjournment.

The roll being called, the following Senators answered to their names:

Messrs. Barnes, Bryson, Eagan, Genovar, Hagan, Hatcher, Johnson, Long, McGuire, Niblack, Orman, Sharpe, Speer, Thompson, Walker of 23d, Walker of 6th and Wallace.

A quorum present.

By permission, the following bills were introduced:

By Mr. Thompson:

Senate bill No. 185, to be entitled an act to provide for the

equitable valuation of lands heretofore sold for taxes, and for the redemption of the same;

Which was read the first time and referred to the Committee on Public Lands.

By Mr. Orman:

Senate bill No. 186, to be entitled an act to require suits in the Supreme Court of the United States by the State of Florida in certain cases;

Which was read the first time and referred to the Judiciary Committee.

Assembly bill No. 123:

To be entitled an act to amend section 2 of chapter 48 of the laws of Florida, relating to crimes and misdemeanors,

Was read the first time and referred to the Committee on the Judiciary.

Assembly bill No. —:

To be entitled an act to incorporate the Merchants' Bank of Pensacola,

Was read the first time.

The rule being suspended, the bill was read a second and third times and put upon its passage.

The vote was:

Yeas—Messrs. Allen, Barnes, Eagan, French, Genovar, Hagan, Hatcher, Johnson, Long, McClenny, McGuire, Niblack, Orman, Patterson, Sharpe, Thompson, Walker of the 23d, Walker of the 6th and Wallace—19.

Nays—None.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Assembly bill No. 82:

To be entitled an act to establish a uniform system of quarantine in this State,

Was read the second time, the rule waived and the bill read a third time and put upon its passage.

The vote was:

Yeas—Messrs. Allen, Barnes, Bryson, Eagan, French, Genovar, Hagan, Hatcher, Johnson, Judge, Long, McClenny, McMeekin, McGuire, Niblack, Orman, Sharpe, Speer, Thompson, Walker of the 23rd and Wallace—21.

Nays—None.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Mr. Bryson made the following report:

SENATE CHAMBER, TALLAHASSEE, March 5, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate:

SIR: Your Committee on Engrossed Bills report that they have examined—

Senate bill No. 184, to be entitled an act to incorporate the Florida Ship Canal Company,

And found the same correctly engrossed, and return the same herewith properly endorsed.

Very respectfully,

WM. BRYSON, JR., Chairman.

Which was read.

Senate bill No. 184, was then read a third time upon its passage.

The vote was:

Yeas—Messrs. Allen, Barnes, Bryson, French, Genovar, Hagan, Hatcher, Johnson, Judge, Long, McClenny, McMeekin, McGuire, Meacham, Niblack, Orman, Patterson, Sharpe, Speer, Thompson, Walker of the 23d and Walker of the 6th—22.

Nays—None.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

The following message was received from the Assembly:

ASSEMBLY HALL, TALLAHASSEE, March 5, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate:

SIR: I am directed by the Assembly to inform the Senate that the Assembly has passed—

Assembly bill No. 265:

To be entitled an act to grant a certain amount of the public lands of the State of Florida in aid of the Silver Springs, Ocala and Gulf Railroad Company; also,

Assembly bill No. 285, to be entitled an act to prescribe a uniform rate of fare upon railroads; also,

Assembly bill No. 98, to be entitled an act to provide a lien for certain laborers, and to provide for the enforcement of the same; also,

Assembly bill No. 278, to be entitled an act for the relief of Henry Clifton, of Volusia county; also,

Assembly bill No. 46, to be entitled an act regulating the manner of taking and approving bonds in criminal cases before justices of the peace; also,

Assembly bill No. 138, to be entitled an act to encourage the destruction of beasts of prey; and respectfully request the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk of the Assembly.

Which was read and the accompanying bills placed among the orders of the day.

Assembly bill No. 265:

To be entitled an act to grant a certain amount of the public lands of the State of Florida in aid of the Silver Springs, Ocala and Gulf Railroad Company.

Was read the first time and referred to the Committee on Railroads.

Assembly bill No. 285:

To be entitled an act to prescribe a uniform rate of fare upon railroads,

Was read the first time and referred to the Committee on Railroads.

Assembly bill No. 98:

To be entitled an act to provide a lien for certain laborers, and to provide for the enforcement thereof,

Was read the first time and referred to the Judiciary Committee.

Assembly bill No. 138:

To be entitled an act to encourage the destruction of beast of prey,

Was read the first time and referred to the Committee on State Affairs.

Assembly bill No. 278:

To be entitled an act for the relief of Henry Clifton, of Volusia county,

Was read the first time and referred to the Committee on Claims.

Assembly bill No. 46:

To be entitled an act regulating the manner of taking and approving bonds in criminal cases before justices of the peace,

Was read the first time, the rule waived and the bill read the second time.

Mr. Walker of 23d called up Senate bill No. 7. in relation to a Constitutional Convention, and moved it be made the special order for 10:30 A. M. to-morrow;

Upon which the yeas and nays were called for.

The vote was:

Yeas—Messrs. French, Genovar, Hagan, Hatcher, Judge, McMeekin, McGuire, Niblack, Orman, Patterson, Sharpe, Speer and Walker of 23rd—13.

Nays—Messrs. Allen, Bryson, Durkee, Eagan, Johnson, Long, McClenny, Meacham, Thompson and Walker of the 6th—10.

So the bill was made the special order for 10:30 A. M. to-morrow.

Mr. Thompson made the following report:

SENATE CHAMBER, TALLAHASSEE, March 5, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate:

SIR: Your Committee on Corporations, to whom was referred Assembly bill No. 74, an act to amend an act to incorporate the Planters' Loan and Banking Association, approved February 19, 1872, have had the same under consideration and recommend its passage.

Very respectfully

W. N. THOMPSON, Chairman.

Which was read and the accompanying bill placed among the orders of the day.

Mr. Thompson in the chair.

Assembly bill No. 206:

To be entitled an act to amend section 2 of chapter 610 of the laws of Florida, being an act to provide for and encourage a liberal system of internal improvements in this State, approved January 6, 1855,

Was taken up and read the third time.

Mr. Bryson moved that the bill be indefinitely postponed; Upon which the yeas and days were called for.

The vote was:

Yeas—Messrs. Allen, Barnes, Bryson, Durkee, Eagan, Genovar, McCleddy, Meacham, Niblack, Sharpe and Thompson—11.

Nays—Messrs. Hagan, Hatcher, Johnson, Judge, McMeekin, McGuire, Orman, Patterson, Richard and Walker of the 23d—10.

So the bill was indefinitely postponed.

The following message was received from the Assembly:

ASSEMBLY HALL, TALLAHASSEE, March 5, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate:

SIR: I am directed by the Assembly to inform the Senate that the Assembly has passed—

Assembly bill No. 284:

To be entitled an act to define the boundary line between the counties of Jefferson and Leon by a two-thirds vote; also

Adopted Assembly Concurrent Resolution recommending the electors at the next general election to vote for or against a convention,

And respectfully request the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk of the Assembly.

Which was read and the accompanying bills placed among the orders of the day.

Mr. Orman made the following report:

SENATE CHAMBER, TALLAHASSEE, March 5, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate:

SIR: The Committee on Public Lands, to whom was referred Senate bill No. 185, to be entitled an act to provide for the equitable valuation of lands heretofore sold for taxes, and for the redemption of the same, have had the same under consideration and recommend its passage.

Very respectfully,

W. T. ORMAN, Chairman.

SETH FRENCH,

C. B. MCCLENNY,

ROBERT MEACHAM,

F. B. HAGAN.

Which was read, the rule waived and the bill read the second and third times and put upon its passage.

The vote was:

Yeas—Messrs. Allen, Barnes, Bryson, French, Hatcher, Johnson, Judge, McMeekin, McGuire, Meacham, Niblack, Orman, Patterson, Sharpe, Speer, Thompson and Walker of the 23d—17.

Nays—None.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Assembly bill No. 284:

To be entitled an act to define the boundary line between the counties of Jefferson and Leon,

Was read the first time and referred to the Committee on State Boundaries.

Concurrent Resolution No. 64,

Recommending the electors at the next general election to vote for or against a convention,

Was read the first time and referred to the Committee on the Judiciary.

Assembly bill No. 74:

To be entitled an act to amend an act to incorporate the Planters' Banking and Loan Association,

Was read a second time, the rule waived, read a third time and put on its passage.

The vote was:

Yeas—Messrs. Allen, Barnes, French, Genovar, Hatcher, Johnson, Judge, McMeekin, McGuire, McKinnon, Orman,

Patterson, Richard, Sharpe, Speer, Thompson and Walker of the 23rd—17.

Nays—none.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Mr. Lykes made the following report :

SENATE CHAMBER, TALLAHASSEE, March 5, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate :

SIR: I am instructed by committee to whom was referred Assembly amendments to Senate bill No. 118, to report the same back to the Senate and recommend that the Senate concur in amendments Nos. 1, 3, 4, 8, and do not concur in amendments Nos. 2, 5, 6, 7 and 9.

Very respectfully,

H. T. LYKES, Chairman.

Which was read.

Mr. Lykes moved the Senate concur in Assembly amendments Nos. 1, 3, 4 and 8 ;

Which was agreed to.

Mr. Lykes moved the Senate do not concur in Assembly amendments 2, 5, 6, 7 and 9 ;

Which was agreed to.

The Senate then adjourned until 10 A. M. to-morrow.

THURSDAY, March, 6, 1879.

The Senate met pursuant to adjournment.

The President *pro tem.* in the chair.

The roll being called, the following Senators answered to their names:

Messrs. Allen, Barnes, Bryson, Durkee, Eagan, French, Genovar, Hagan, Hatcher, Johnson, Long, Lykes, McClenny, McMeekin, McGuire, Meacham, Niblack, Orman, Patterson, Richard, Sharpe, Speer, Thompson, Walker of the 23rd, Walker of the 6th and Wallace—25.

A quorum present.

Prayer by the Chaplain.

On motion of Mr. Allen, the reading of the journal was dispensed with and the journal approved.

Mr. Thompson made the following report :

SENATE CHAMBER, TALLAHASSEE, March 6, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate :

SIR: Your Conference Committee, to whom was referred Senate amendments to Assembly bill No. 294, have considered the amendments and recommend that the Senate recede from amendments Nos. 1 and 3.

Very respectfully,

W. N. THOMPSON, Chairman.
W. WALKER.

Which was read.

Mr. Patterson made the following report :

SENATE CHAMBER, TALLAHASSEE, March 6, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate :

SIR: Your Committee on Boundaries, to whom was referred Assembly bill No. 284, to be entitled an act to define the boundary line between the counties of Jefferson and Leon, instruct me to report that they have had said bill under consideration and recommend the passage of the same.

N. J. PATTERSON, Chairman.
ROBERT MEACHAM,
C. B. MCCLENNY,
W. N. THOMPSON,
JOHN J. MCQUIRE.

Which was read and the accompanying bill placed among the orders of the day.

Mr. Niblack made the following report :

SENATE CHAMBER, TALLAHASSEE, March 6, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate :

SIR: Your Committee on Railroads and Telegraphs, to whom was referred Assembly bill No. 265, direct me to report that, having examined the bill, they recommend the passage of the same.

Respectfully,

S. L. NIBLACK, Chairman.

Which was read and the accompanying bill placed among the orders of the day.